



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20590
www.uspto.gov

April 17, 2002

Robert Traver
1560 Broadway, Suite 1200
Denver, Colorado 80202-5141

Dear Attorney Traver

We regret to inform you that your refund request for \$427.00 on application number 09/872990, cannot be granted for the reason specified below.

- ☒ Refund based upon subsequent establishment of small entity status: A refund based on establishment of small entity status may be granted only if a written assertion of entitlement to small entity status under 37 CFR 1.27 and a request for refund of the excess amount are filed within three months of payment and of the fee (37 CFR 1.28). Three-month period for establishing small entity status and requesting a refund has expired.
- ☐ Refund of application filing or petition fee: Filing fees paid for an application that is entitled to a filing date and required petition fees are not fees paid by mistake or in excess. If an application is **not** entitled to a filing date and proceedings are terminated on the application, any filing fees (less the \$130 handling fee) will be refunded (37 CFR 1.53(e)(3)).
- ☐ Refund of overpayment: There was no overpayment made by applicant. All fees were calculated and assessed properly. ****See below****
- ☐ The payment for which the refund is requested has not been applied to the application. The payment check was returned to applicant for the following reason:
 - ☐ Not filled out properly. (See attached copy of notice.)
 - ☐ Not made payable in U.S. funds.
 - ☐ No explanation was given as to purpose.
 - ☐ Payment was previously received and applied by Office.
 - ☐ Check was returned by bank for insufficient funds.

****Any request for reconsideration or review of this decision must be by way of a petition filed within two months of this decision, which decision must set forth with particularity why a refund is due (see 37 CFR 1.181(b) and (f)).**

The refund is denied because of the multiple claims. There are 212, dependent claims, minus the 20 allowed, that leaves $192 \times \$18.00 = \$3456.00..$

If there are any further questions, please contact Customer Service at (703) 308-1202.

Sincerely,

Eleanor F. Kurtz
Office of Initial Patent Examination